

DECLARATION IN COPENDING APPLICATION CONTAINING ADDITIONAL SUBJECT MATTER	ATTORNEY'S DOCKET NO.
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I, the below named inventor, hereby declare that:
My residence, post office address and citizenship are as stated below next to my name;
that I verily believe that I am the original, first and sole inventor if only one name is listed at 201 below, or a joint inventor if plural

Inventors are named below at 201-203, of the invention entitled: ROTATING OR ROTATABLE COMPENSATOR
SPECTROSCOPIC ELLIPSOMETER SYSTEM INCLUDING MULTIPLE ELEMENT LENS
which is described and claimed in the attached specification;
that this application in part discloses and claims subject matter disclosed in my earlier filed pending application,

Serial No. _____, filed _____; (SEE PAGE 2)

that I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application;
that as to the subject matter of this application which is common to said earlier application, I do not know and do not believe that
the same was ever known or used in the United States of America before my or our invention thereof or patented or described in
any printed publication in any country before my or our invention thereof, or more than one year prior to said earlier application,
or in public use or on sale in the United States of America more than one year prior to said earlier application;
that the common subject matter has not been patented or made the subject of an inventor's certificate issued before the date of
said earlier application in any country foreign to the United States of America on an application filed by me or my legal represent-
atives or assigns more than twelve months prior to said earlier application; and
as to applications for patents or inventor's certificate on the common subject matter filed in any country foreign to the United
States of America, prior to said earlier application by me or my legal representatives or assigns,

☒ no such applications have been filed, or
☐ such applications have been filed as follows:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS PRIOR TO SAID EARLIER APPLICATION				
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. 119
				YES <input type="checkbox"/> NO <input type="checkbox"/>
				YES <input type="checkbox"/> NO <input type="checkbox"/>

ALL FOREIGN APPLICATIONS, IF ANY, FILED MORE THAN 12 MONTHS PRIOR TO SAID EARLIER APPLICATION

that as to the subject matter of this application which is not common to said earlier application, I do not know and do not believe
that the same was ever known or used in the United States of America before my or our invention thereof or patented or
described in any printed publication in any country before my or our invention thereof, or more than one year prior to this
application, or in public use or on sale in the United States of America more than one year prior to this application;
that said non-common subject matter has not been patented or made the subject of an inventor's certificate issued before the
date of this application in any country foreign to the United States of America on an application filed by me or my legal
representatives or assigns more than twelve months prior to this application; and
as to applications for patents or inventor's certificate on the invention filed in any country foreign to the United States of Amer-
ica prior to this application by me or my legal representatives or assigns,

☒ no such applications have been filed, or
☐ such applications have been filed as follows:

EARLIEST FOREIGN APPLICATION, IF ANY, FILED WITHIN 12 MONTHS PRIOR TO THIS APPLICATION				
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119
				<input type="checkbox"/> YES <input type="checkbox"/> NO
				<input type="checkbox"/> YES <input type="checkbox"/> NO

ALL FOREIGN APPLICATIONS, IF ANY, FILED MORE THAN 12 MONTHS PRIOR TO THIS APPLICATION

This Application is a Continuation-in-Part of:

Co-Pending Application Serial No. 10/034,800 Filed 12/28/2001;

and further of Co-Pending Application Serial No. 09/583,229 Filed 05/30/2000;

and therevia of:

09/162,217 Filed 09/29/1998 (now Patent 6,034,777);

09/033,694 Filed 03/03/1998 (now Patent 5,963,327);

09/144,764 Filed 08/31/1998 (now Patent 5,969,818);

09/419,794 Filed 10/18/1999, and

09/144,764 Filed 08/31/1998;

and therevia Claims benefit of:

Provisional 60/094,104 Filed 07/24/1998;

This Application further is a Continuation-in-Part of:

Copending Application Serial No. 10/699,540 Filed 11/01/2003;

and therevia of Copending Applications:

09/945,962 Filed 09/04/2001;

09/517,125 Filed 2/29/2000,

and therevia of:

Application 09/246,888 filed 02/08/99, (now Patent 6,084,675);

Further, via the 09/246,888 Application, this Application is a Continuation-In-Part of Application:

08/912,211 filed Aug. 15, 1997, (now Patent No. 5,872,630),

which was a CIP from Application

Serial No. 08/530,892 filed 09/20/95, (now Patent No. 5,666,201);

and is a CIP of Application:

08/618,820 filed 03/20/96, (now Patent No. 5,706,212).

Additionally, via the 09/246,888 Application, this Application is a Continuation-In-Part of Application:

No. 08/997,311 filed 12/23/97, (now Patent 5,946,098);

and therevia of:

09/225,118, (now Patent No. 6,084,674);

09/223,822, (now Patent No. 6,118,537);

09/232,257, (now Patent No. 6,141,102);

09/225,371, (now Patent No. 6,100,981);

09/225,076, (now Patent No. 5,963,325).

This Application also Claims benefit of Provisional Application:

60/527,554, Filed 12/06/03; and

60/527,638, Filed 12/08/03.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (file name and registration no.)

JAMES D. WELCH

REG. NO. 31,216

SEND CORRESPONDENCE TO:

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JAMES D. WELCH
402-391-4448

201	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
202	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
203	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
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204	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

I acknowledge the duty to disclose material information as defined in 37 C.F.R. 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I have reviewed and understood the content of the application, including the Claims as amended and specifically referred to below.

James D. Welch Mark L. Spurney James D. Welch Craig D. Hays
4-15-04 4-13-04 4/16/04 4/16/04

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration no.)

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201	FULL NAME OF INVENTOR	FAMILY NAME GREEN	FIRST GIVEN NAME STEVEN	SECOND GIVEN NAME E.
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204	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
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I have reviewed and understood the content of the application, including the Claims as amended and specifically referred to below.

James D. Welch Ping He John Woollam
4-16-04 4/16/04 4/16/04

STATUS AS A SMALL ENTITY

The undersigned, BLAINE D. JOHS, MARTIN M. LIPHARDT, JEFFREY S. HALE, CRAIG M. HERZINGER, STEVEN E. GREEN, PING HE and JOHN A. WOOLLAM aver that they are the Inventors of the invention titled, "ROTATING OR ROTATABLE COMPENSATOR SPECTROSCOPIC ELLIPSOMETER SYSTEM INCLUDING MULTIPLE ELEMENT LENSES", and that they are independent inventors in accordance with Section 1.9(c) of 37 C.F.R., and that they qualify as a Small Entity as defined in Section 1.9(f) of 37 C.F.R.

Blaine D. Johs
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4-15-04
DATE

Martin M. Liphardt
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Jeffrey S. Hale
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